

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

COLEMAN DUPONT HOMSEY and :  
ELLEN HOMSEY, :  
 :  
Plaintiffs, :  
 :  
v. : Civil Action No. 07-338-JJF  
 :  
VIGILANT INSURANCE COMPANY, :  
 :  
Defendant. :

O R D E R

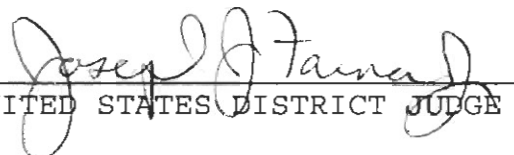
At Wilmington, this 31 day of July 2007, for the reasons  
set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. The Motion To Dismiss Plaintiffs' Complaint Based Upon  
Insufficiency Of Count III (Bad Faith) And Count IV (Consumer  
Fraud) (D.I. 3) filed by Defendant, Vigilant Insurance Company  
("Vigilant") is DENIED.

2. A Scheduling Teleconference will be held on **Wednesday,  
August 22, 2007 at 1:15 p.m.** Plaintiffs shall initiate the call.

3. A proposed Scheduling Order shall be submitted by the  
parties no later than 4:30 p.m. on **Tuesday, August 21, 2007.**

  
UNITED STATES DISTRICT JUDGE